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8 Attorneys for Intervenors

9 MONTANA FIRST JUDICIAL DISTRICT COURT, LEWIS AND CLARK COUNTY

10 FT. HARRISON VETERANS RESIDENCE,  
11 Limited Partnership,,

12 Petitioner,

13 v.

14 MONTANA BOARD OF HOUSING

15 Respondent.

16 CENTER STREET LP, SWEET GRASS  
17 APARTMENTS LP, SOROPTOMIST  
18 VILLAGE LP, FARMHOUSE PARTNERS-  
19 HAGGERTY LP and PARKVIEW VILLAGE  
20 LLP,

21 Intervenors.

Case No. DDV 2012-356

**AFFIDAVIT OF JIM MORTON**

22 The undersigned, under oath, does hereby swear or affirm:

- 23 1. I, Jim Morton, am the Responsible Party of Aspen Housing Limited Partnership  
24 ("Aspen Place"). Aspen Place is an applicant for 2013 Low Income Housing Tax  
25 Credits in Montana.
- 26 2. Aspen Place will be formed by District XI Human Resource Council Inc. ("HRDC")  
27 to develop and own a rental property. Said property is to be developed with Low  
Income Housing Tax Credits ("LIHTC") in Missoula, Montana.
3. HRDC was formed in 1965 to partner with other Human Resource Development  
Councils, community service organizations, and public interest groups to focus  
available local, state, private and federal resources to the needs of the low-income  
community.

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4. Aspen Place has applied for \$5,750,000 in LIHTCs for the 2013 year. On or before April 18<sup>th</sup>, 2013 a complete application was submitted to the Montana Board of Housing.
  5. In reliance upon the publish and approved 2013 Montana Qualified Allocation Plan Housing Solutions has incurred costs comprised Application Fees of \$8,625, third-party costs in excess of \$3,500 and additional developer time and travel costs have exceeded \$2,500.
  6. It is wholly our intention and desire to comply with all conditions set forth in the 2013 Qualified Application Plan.
  7. Aspen Place has entered into a Purchase and Sale Agreement for the property to be developed with an intended closing date of July 31, 2013.
  8. Should Aspen Place miss the closing date due to the uncertainty of a stay or injunction, the entire project will be put in jeopardy.
  9. If the 2013 QAP is stopped or delayed, this project may no longer be able to move forward.

14 Further Affiant Sayeth Not.

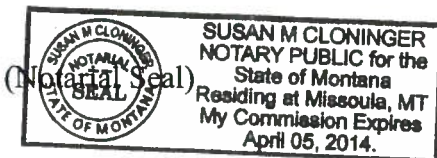
15 DATED this 22 day of January, 2013.

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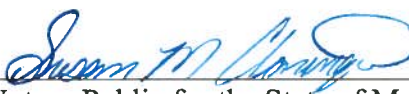


Jim Morton

19 Subscribed and sworn to before me by Jim Morton this 22  
20 day of January, 2013.



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Notary Public for the State of Montana  
Printed Name: Susan M. Cloninger  
Residing at: Missoula  
Commission expires: 04/05/2014

**CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_\_\_\_ day of \_\_\_\_\_, 2013, a true copy of the foregoing was mailed by first-class mail, postage prepaid, addressed as follows:

Michael Green  
Crowley Fleck, PLLP  
100 N. Park Ave., Ste. 300  
P.O. Box 797  
Helena, MT 59624-0797

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BROWNING, KALECZYC, BERRY & HOVEN, P.C.